

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

**UNITED STATES OF AMERICA** )  
 )  
 **V.** ) **CASE NO: 3:07-CR-317-WKW**  
 )  
 **ROBERT DOUGLAS BARNETT** )

## MOTION TO PERMIT FILING

Comes the Defendant, by counsel, and respectfully requests permission to file his Objections to the Recommendation of the Magistrate Judge (Doc. 35). These objections were due by April 17, 2008 and were filed before the opening of the Clerk's office, on April 18, 2008. In support of this Motion, defendant would show that neither the Court nor any party will be prejudiced by a filing six hours out of time, and defense counsel was unable to timely complete the filing due to work and family obligations and computer difficulties.

WHEREFORE, Mr. Barnett respectfully requests that this Motion be granted.

Respectfully submitted,

**s/Christine A. Freeman**  
**CHRISTINE A. FREEMAN**  
**TN BAR NO.: 11892**

Federal Defenders  
Middle District of Alabama  
201 Monroe Street, Suite 407  
Montgomery, AL 36104  
TEL: (334) 834-2099  
FAX: (334) 834-0353

# MOTION GRANTED

THIS 18<sup>th</sup> DAY OF April, 2008

UNITED STATES MAGISTRATE JUDGE